

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Shaher A. Ahmad

Serial No.

10/645,739

Date Filed:

August 21, 2003

Group Art Unit:

3743

Title:

BONE ANCHOR SYSTEM

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING  
BY EXPRESS MAIL

I hereby certify that this communication is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. § 1.10 on the date indicated below and is addressed to Mail Stop Commissioner For Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

*Willie Jiles*

Willie Jiles

Date: February 4, 2005.

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**INFORMATION DISCLOSURE STATEMENT**

Applicant respectfully requests, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. No representation is made that a search has been made, that these references are material to the patentability of the present application, or that these references qualify as prior art. The present Application was filed after June 30, 2003. Therefore, under the July 11, 2003, waiver of 37 C.F.R. § 1.98(a)(2)(i) by the U.S. Patent and Trademark Office, copies of U.S. Patents and U.S. Patent Application Publications listed in the attached PTO-1449 form are not enclosed. Copies of all other references are enclosed for the convenience of the Examiner.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. § 1.97(b).

The items contained in this Information Disclosure Statement were cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement.

Although Applicant believes no fee is due, the Commissioner is hereby authorized to charge any fee to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorneys for Applicant



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Date: February 4, 2005

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Customer Number: **05073**

PTO-1449

Application No.  
10/645,739Applicant(s)  
Shaher A. Ahmad**Information Disclosure Citation  
in an Application**Docket Number  
073275.0146

Group Art Unit

Filing Date  
August 21, 2003**U.S. PATENT DOCUMENTS**

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	4,938,768	07/03/1990	Wu	623	16	10/05/1988
	B	5,417,692	05/23/1995	Goble et al.	606	73	01/04/1994
	C	5,601,429	02/11/1997	Blacklock	433	174	08/11/1995
	D	5,643,320	07/01/1997	Lower et al.	606	232	03/13/1995
	E	5,662,683	09/02/1997	Kay	606	232	08/22/1995
	F	6,139,565	10/31/2000	Stone et al.	606	232	10/19/1998
	G	6,327,491 B1	12/04/2001	Franklin et al.	600	429	07/06/1998
	H						
	I						
	J						
	K						

**FOREIGN PATENT DOCUMENTS**

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	L	WO 99/39653	08/12/1999	PCT	A61C	8/00	X	
	M	EP 0 705 574 A2	04/10/1996	EP	A61C	8/00	X	
	N							

**NON-PATENT DOCUMENTS**

		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
	O	PCT, Invitation to Pay Additional Fees, Annex to Form PCT/ISA/206 Communication Relating to the Results of the Partial International Search dated January 10, 2005 for International Application No. PCT/US2004/027010, 9 pages.	01/10/05
	P		
	Q		
	R		
	S		
	T		
	U		

**EXAMINER****DATE CONSIDERED**

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

U.S. Patent and Trademark Office

DAL01:837543.1